GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Water Resources Department – Case under the Prevention of Corruption Act, 1988 and acquisition of Disproportionate assets of his legal income against Sri Ganji Lakshmi Naidu, the then Senior Assistant, O/o Deputy Executive Engineer, Irrigation Department, Parvatipuram, Vizainagaram District, Now Superintendent, Irrigation Division, Parvatipuram – Found guilty of the charges and convicted by the Orders of Hon'ble Special Judge for SPE & ACB cases-cum III Addl. District Judge, Visakhapatnam dated 20.12.2017 in C.C.No.18/2009–Imposition of punishment of Dismissal from service to Sri Ganji Lakshmi Naidu, the then Senior Assistant, O/o Deputy Executive Engineer, Irrigation Department, Parvatipuram, Vizainagaram District – Orders – Issued.

WATER RESOURCES (VIGILANCE-I/A2) DEPARTMENT

G.O.MS.No. 13 **Dated: 20-02-2018**

Read the following:-

1. From the Deputy Superintendent of Police, Visakhapatnam Range FAC Vizianagaram Range, Message dated 15.02.2008.
2. Proceedings No.9C/AB/EC-II, dated 18.02.2008 of Superintending Engineer, Irrigation Circle, Bobbili.
3. Proceedings No.202 M/AB/EC-II, dated 29.02.2008 of Superintending Engineer, Irrigation Circle, Bobbili.
4. From the Director General, Anti-Corruption Bureau, Hyderabad, Rc.No.32/RCA-VVZ/2008, dated 29.04.2009.
5. G.O.Ms.No.233, Irrigation & CAD (Services-VI.1) Department, dated 18.08.2009.
6. From the Director General, Anti-Corruption Bureau, Vijayawada, letter RC.No.32/RCA-VVZ/2008-S.12, dated 08.01.2018, along with a judgment dated 20.12.2017 in C.C.No.18/2009 of Hon'ble III Additional District & Sessions Judge cum Special Judge for SPE & ACB cases, Visakhapatnam.

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ORDER:

Whereas, it has been brought to the notice of the Government that a Disproportionate Assets case was registered by the Investigating Agency against Sri G.Lakshmi Naidu, formerly Senior Assistant, Office of the Deputy Executive Engineer, Irrigation Sub-Division, Parvathipuram, Vizianagaram District, as he had acquired assets disproportionate to the known sources of his legal income vide reference 1st read above.

2. In the reference 2nd read above, the Superintending Engineer, Irrigation Circle, Bobbili issued orders, placing Sri Ganji Lakshmi Naidu, Senior Assistant, Irrigation Sub-Division, Parvathipuram under suspension with effect from the date of detention i.e., 15.02.2008 under sub-rule 2 (a) of Rule 8 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991. Subsequently, in pursuance of the interim orders of Hon'ble A.P. Administrative Tribunal in O.A.No.1514 of 2008, the Superintending Engineer, Irrigation Circle, Bobbili issued proceedings to posting to Sri Ganji Lakshmi Naidu, Senior Assistant, in VKMNJRP Division, Parvathipuram, in the reference 3rd read above.

(PTO)

3. In the reference 4th read above, the Director General, Anti Corruption Bureau, Hyderabad submitted his Final Report and he has recommended the Accused Officer, Sri Ganji Lakshmi Naidu may be Prosecuted in a Court of Law under section 13 (2) read with Rule 13(1)(e) of the Prevention of Corruption Act, 1988 for possessing assets disproportionate to his known sources of legal income and initiation of departmental action for major penalty for violation of Rule 9(1) of APCS (Conduct) Rules, 1964.

4. In the reference 5th read above, Government have issued orders for prosecuting the Accused Officer, Sri Ganji Lakshmi Naidu in a Court of Law for the said offence punishable under section 13(2) read with 13(1)(e) of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a Court of competent jurisdiction.

5. In the reference 6th read above, the Director General, Anti-Corruption Bureau has informed that the Hon'ble Special Judge for SPE & ACB Cases-cum III Additional District and Sessions Judge, Visakhapatnam delivered Judgment on 20.12.2017 in C.C.No.18/2009 against the Accused Officer Sri Ganji Lakshmi Naidu, Senior Assistant, O/o Deputy Executive Engineer, Irrigation Department, Parvathipuram, Vizainagaram District is found guilty for the offences under section 13(2) read with 13 (1) (e) of the Prevention of Corruption Act, 1988 and he is convicted U/s 248 (2) Cr.P.C and sentenced to undergo Rigorous Imprisonment for three (3) years and sentenced to pay a fine of Rs.1,00,000/- (Rupees one lakh only) in default to suffer Simple Imprisonment for one (1) year. Hence, The Director General, Anti Corruption Bureau has requested that immediate necessary action may be taken to dismiss the Accused Officer, Sri Ganji Lakshmi Naidu, Senior Assistant, O/o Deputy Executive Engineer, Irrigation Department, Parvathipuram, Vizainagaram District from the service on the ground of conduct which led to his conviction on a criminal charge under Rule 25 of A.P. Civil Services (Classification, Control & Appeal) Rules, 1991, without any notice.

6. Government after careful examination of the entire matter, have decided to impose a punishment of dismissal from service against Sri Ganji Lakshmi Naidu, the then Senior Assistant, O/o Deputy Executive Engineer, Irrigation Department, Parvathipuram, Vizainagaram District, as he was found guilty for the offences under section 13(2) read with 13(1) (e) of the Prevention of Corruption Act, 1988 and he was convicted U/s 248 (2) Cr.P.C by the orders of Hon'ble Special Judge for SPE & ACB Cases-cum III Additional District and Sessions Judge, Visakhapatnam in his judgment dated 20.12.2017 in C.C.No.18/2009, under clause (x) of rule 9 read with sub-rule (i) of rule 25 of A.P. Civil Services (Classification, Control & Appeal) Rules, 1991 read with G.O.Ms.No.2, G.A (Ser-C) Department, dated 04.01.1999, subject to outcome of Criminal Appeal Miscellaneous Petition No.3311 of 2017 in Criminal Appeal No.1699/2017, pending before the Hon'ble High Court of Judicature at Hyderabad for the States of A.P., and Telangana.

7. Now, therefore, in exercise of the powers conferred under clause (x) rule 9 read with sub-rule (i) of rule 25 of A.P. Civil Services (Classification, Control & Appeal) 1991 read with G.O.Ms.No.2, General Administration (Ser.C) Department, dated 04.01.1999, Government hereby order to impose a punishment of dismissal from service against Sri Ganji Lakshmi Naidu, the then Senior Assistant, O/o Deputy Executive Engineer, Irrigation Department

(Contd…P.3)

Parvathipuram, Vizainagaram District as he was found guilty of the charges and convicted by the orders of Hon'ble Special Judge for SPE & ACB Cases-cum III Additional District and Sessions Judge, Visakhapatnam in their judgment dated 20.12.2017 in C.C.No.18/2009, subject to outcome of Criminal Appeal Miscellaneous Petition No.3311 of 2017 in Criminal Appeal No.1699/2017, pending before the Hon'ble High Court of Judicature at Hyderabad for the States of Andhra Pradesh and Telangana.

8. The Engineer-in-Chief (AW), Water Resources Department, Vijayawada, shall take further necessary action in the matter accordingly and acknowledge the receipt of the order.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
SECRETARY TO GOVERNMENT

To
Sri Ganji Lakshmi Naidu, the then Senior Assistant, O/o Deputy Executive Engineer, Irrigation Department, Parvathipuram, Vizainagaram District (**through** the Engineer-in-Chief (AW), Water Resources Department, N.H.Feeder Road, Near Ramavarapupadu Circle, Currency Nagar, Vijayawada)
The Engineer-in-Chief (AW), Water Resources Department, N.H.Feeder Road, Near Ramavarapupadu Circle, Currency Nagar, Vijayawada.

Copy to:
The Accountant General, A.P., Hyderabad.
The Director General, Anti-Corruption Bureau, 2nd Floor, Pandit Nehru Bus Station Complex, Vijayawada.
The Secretary to Vigilance Commissioner, A.P. Vigilance Commission, 1st Floor, 5th Block, A.P. Secretariat, Velagapudi, Amaravati.
The Director of Treasuries and Accounts, Vijayawada, A.P.
SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER.